## CIVIL DOCKET

## UNITED STATES DISTRICT COURT

Jury demand date: by deft. 4-5-67 67-C-25 11

67-C-26

67-C-24 67-C-25 Barrow 67-C-26 Bohanon 67-C-27 Daugherty <del>C-28 Barrov</del>

No. 67-C-22 Daugherty 67-C-23 Barrow

67-C-24 TITLE OF CASE 67-C-26 <del>67-0-23</del>

Tarrory H 5-10-67 H 8-10-67 For plaintiff: 67-C-29 67-C-30

United States of America,

D. C. Form No. 106A Rev.

VS

172.80 Acres of Land, More or Less, Situate in Rogers County, State of Oklahoma, and Nora Thomas Nelson, et al., and Unknown Owners,

John M. Imel, US Atty Hubert A. Marlow, AUSAtty. 335 U. S. Courthouse Tulsa, Oklahoma, 74103

## 67-C-26 H. Tom Kight, Claremore, Okla. For defendant:

Murdock, Schwabe & Monnett, 67-C-27 405 Mid-Continent Bldg., Tulsa, 74103 Houston, Klein & Davidsôn, 67-C-28 2<del>00 břew</del> Blog., Tulsa, Okla., 74103 Wills & Wills, 67-C-29 404 Mid-Continent Bldg., Tulsa, 74103 Gable, Gotwals, Hays, Rubin & Fox 310 Beacon Blag., Tulsa, 74103 Geo. P. Striplin

Franklin Bldg., Tulsa, Oklahoma 74/03 Harvey H. Cody & N. A. Gibson, c/o Commissioners of the Land Office, State Capital Bldg., Oklahoma City,

Okla., 73105 6-C-24 H. Tom Kight, Jr., Box 10, Claremore, Ok. Ted R. Fisher, 200 Law Building.

		C773 C7	. Fisher, 2		allaing,
STATISTICAL RECORD	COSTS	DATE	, UKLANOMA, NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 3-4-41	Clerk				
(1-1-70(28)) (1-1-68(26)) $(1-1-67(27))(1-1-68J.S.6 mailed 4-1-68(27)$	Marshal				
12.1-68 (24) 8-1-68 (23) 4-1-69 (24) 8-1-68 (23) Basis of Action: Condemnation	Docket fee				
of land in connection with Lock and Dam No. Verdigris River, Okla.	Witness fees				
Action arose at: Rogers County	Depositions	The state of the s			

1967 DATE	PROCEEDINGS	Date Order or Judgment Noted
2-3-67	Complaint, filed. e	• •
2-3-67	Declaration of Taking, filed.	
2-3-67 2-3-67	Notice to Respondents, filed.	THE COLUMN TWO IS NOT
2-14-67	Motion for order for delivery of possession, filed. e	open a la la company de la com
2-14-67	Civil Action No. 67-C-27, filed. (FD) ds	
2-14-67	filed. (LB-J) ds	The second secon
	24, 25, 28, 29 and 30, filed. (AEB-J) ds	
2-24-67	Answer of Dennis C. Murdock, et al., 67-C-27, filed. e	
3=2-67	Returns on service of writs, filed: served Area Director, Muskogee of	n
	2-23-67and State of Oklahoma ex rel Okla. Tax Commission at Okla. Ci on 2-24-67, in 67-C-22; served Area Director, Muskogee, on 2-23-67	гу,
	and State of Okla. ex rel Okla. Tax Commission at Okla. City, on 2-2	4-67
	in 67-C-23; served Area Director, Muskogee, on 2-23-67, Commissioner	, - U , s
	of Land Office, and State of Oklahoma, ex rel Okla. Tax Commission a	Æ
	0.A., on 2-24-67, in 67-C-24; served Area Director, Muskogee, on	_
	2-23-67, Federal Land Bank of Wichita, Wichita, Kansas , and State o	f
	Oklahoma, ex rel Tax Commission, O.C., on 2-24-67, in 67-C-25; serve	d
	Area Director, Muskogee, on 2-23-67, Federal Land Bank of Wichita, K	ansas
	and State of Okla. ex rel Tax Commission, O.C., on 2-24-67, in 67-C-	26;
	served Area Director, Muskogee on 2-23-67; State of Okla. ex rel Tax	
	Commission on 2-24-67, and Rockwile, Inc. and L. B. Jackson Co., Tul on 3-1-67, all in 67-C-27; served Area Director, Muskogee, 2-23-67	sa,
	and State of Okla. ex rel Tax Commission on 2-24-67, in 67-C-28;	
	served Area Director, Muskogee, 2-23-67, State of Okla. ex rel Tax	
	Commission, O.C. on 2-24-67, C. H. Wright, Tulsa, on 3-1-67, all in	
	67-C-29; served Area Director, Muskogee, 2-23-67 and State of Okla.	
	ex rel Tax Commission, O.C., on2-24-67, in 67-C-30. g	
3-8-67	Return on service of writ (67-C=22) filed, served Nora Thomas Nelson	
	personally at Tulsa, Okla. on 3-7-67; served Katy Thomas Smith at	
0 0 0	Strang, Okla., on 3-4-67; Madel Thomas Not found in NDO. b	
3-8-67	Return on service of writ (67-C-28) filed, served Lewis W. Grant, Jr	., and
3-8-67	Mary Grant on 3-7-67 at Tulsa, Okla. b	
,	Return on service of writ $(67-C-30)$ filed, served Leo A. West and Rowest at Tulsa, Okla., on $3-7-67$ . b	
3-9-67	Return on service of writ (67-C-27) filed, served Wm. S. Bailey, Jr. at Tulsa, Okla. on 3-8-67. b	
3-10-67	Return on service of writ (67-C-27) filed, served Dennis C. Murdock Helen Louise Murdock at Tulsa on 3-10-67. b	and
3-10-67	Return on service of writ (67-C-28) filed, served Ruth G. Kistler	
anno company	Hardman, executrix of the estate of W. L. Kistler, Jr., deceased; Jo	hn
	G. Kistler, a minor; J. Philip Kistler; W. L. Kistler, III and Ruth	G.
3-16-67	Kistler, now Hardman, on 3-10-67 at Tulsa, Okla. b Appearance of C. H. Wright and waiver of objections and defenses to	
	cpndemnation, 67-C-29, filed. e	
3-20-67	Return on non-service of writ, filed (67-3-22), Thomas Johnson not	
	found at Buena Park, California. g	
3-20-67	Return on service of writ, filed (67-3-30) served Prudential Insur-	
	and Co. of America at Newark, N. J., on 2-28-67. g	
	Return on service of writs filed: Served Bill Thomas at Catoosa, Okl	
	on 3-18-67 and County Assessor, County Treasurer & Bd. of County Comm	
	of Rogers County, Oklahoma on 3-7-67, at Claremore, Oklahoma, in 67-0	-22.
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(Continued on Page No. 4, Sheet No. 2)

## Sheet No. 2

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-12-67	Ordered by the Court that this case (67-C-27, Dennis C. Murdock) is set for pre-trial on Wednesday, May 31, 1967 at 10:30 A. M. (Fred Daugherty - Judge) b	
5-31-67		
6-5-67	Order of distribution as to Tract No. 207, filed. ds (AEB-J)	
6-12-67	Ordered by the Court that this case (67-C-26, James D. Koenig) is se for pre-trial on Tuesday, June 27, 1967 at 9:30 A. M. (Luther Bohand	t n-J)
6-16-67	Pre-trial order as to Tract No. 327, 67-C-27, filed. (FD-J) ds	,
6-27-67		,
	trial granted, plaintiff directed to prepare pre-trial order, appraireports to be exchanged and case to be set on the next jury docket. (Luther Bohanon - Judge) (FS-CSR) b	sers
7-11-67	Return on service of writ, filed. Served Bill Bush at Catoosa, Okla	
7-21-67	on 7-7-67. \$10.80. ds (67-C-28) Pretrial order, as to Tract No. 212, Case 67-c-26, James D. Koenig, et al, filed. Jury trial requested. (LB-J) ds	
7-27-67	Application of L. W. Grant, Jr., et al., for disbursement of condemnation award (67-C-28), filed. b	
7-27-67	Application of Ruth G. Kistler, et al., for disbursement of condemna award (67-C-28), filed. b	
8-7-67	Order (as to 67-C-27, Tract No. 327, Dennis Murdock) filed, appointi T. Austin Gavin, Frank W. Lewis and Eddie King, commissioners. (Fred Daugherty - Judged) copies mailed to counsel and commrs. b	ng
8-7-67	Instructions to Commissioners(as to 67-C-27, Tract No. 327, Dennis Murdock) filed. (Fred Daugherty-Judge) Copies mailed to counsel and commissioners. b	
8-7-67 8-7-67 8-10-67	Order of distribution as to 67-C-28, filed. (AEB-J) e Order of distribution as to 67-C-28, filed. (AEB-J) e Request of Frank & Hazel Osborn for jury, No. 67-C-23, filed. e	
8-25-67 8-25-67	Motion to disburse funds in Tract No. 132, filed. ds Order of distribution in Tract No. 132, Case No. 67-C-23, filed.	
	(AEB-J) ds Oath of office of Commissioners, 67-C-27 Tr. 327, filed.	- marris
9-0-01	Claim of commissioners as to Tr.327.(67-C-27) h Report of commission filed as to Tr. 327.(67-C-27)h	
9-15-67	Ordered by the Court that this case (67-C-26-James D. Koenig) is set for jury trial on Friday, October 27, 1967 at 9:30 A. M. (Luther Bohanon - Judge) b	
9-26-67	Motion of L. W. Grant, Jr., et al., for hearing on objection to taking and amount of award. With objection and notice attached as to 67	ng
9-26-67	C-28) filed. b Brief of L. W. Grant, Jr., et al., in support of motion for hearing on objection to taking and amount of award as to (67-C-28), filed.b	
10-3-67	Certificate for service by publication as to Tract No. 125 (67-C-22) filed. b	
10-10-67√	Judgment of 10-9-67 as to Tract No. 327 (67-C-27) confirming the	
10-20-67	report of commissioners of 9-6-67. (Fred Daugherty - Judge) b Ordered by the Court that this case (67-C-26, James D. Koenig, owner is stricken from the jury trial assignment of October 27, 1967; and case is assigned back to Honorable Allen E. Barrow-Judge. (Luther Boh	the
	Judge.)	~ * * * * * * * * * * * * * * * * * * *
	(Continued on Page No. 5, Sheet No. 3)	

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D. C. 110A Rev.	Civil Docket Continuation Sheet No. 3	0
DATE	PROCEEDINGS	Date Order or Judgment Noted
1-7-67	Certificate of publication and mailing in case No. 22, Tract No. 125, filed. ds	
11-8 67		
1-26-68	Application of Allen D. West, et al., for withdrawal of estimated compensation, 67-C-30, Tract No. 414, filed. e	
	Order for disbursement of estimated compansation deposit as to Tract No. 414, Civil No. 67-C-30 to Allen D. West, et al., filed. b Findings of Fact and Conclusions of Law, submitted by plaintiff,	
	<u>Filed</u> b	
	Ordered by the Court that this case, Tract 125 (67-C-22) is set for on Tuesday, February 6, 1968 at 9:00 A. M. (Fred Daugherty - Judge)	b
2-6-68	Pre-trial hearing held as to Tract No. 125 (67-C-22) and Court finds value to be \$825.00 and plaintiff to prepare the judgment. (Fred Day Judge) b	gherty-
2-8-68	Vindemont as to Tract No. 125. filed and entered. (FD-Judge) as #/6.	7 2
3-11-68	Cases 23,24,25,26,28,29 and 30 set for pre-trial hearing as to Trace Nos. 132,136,207,212,402,407 and 414, on Tuesday, April 9, 1968 at Brief of the United States on defendants' objection to taking as to	9:30AM(AE
	167-C-28 Tract No. 402 filed. h	
	Objections to taking by Tulsa Fin and Feather Club filed. (67-C-23)	
4-4-68	Order of distribution filed, as to Tract No. 332, Tulsa Fin and Featub. (AEB-J) ds	ther
4_11_68	Defendant's requested instructions, filed. ds (67-C-29)	30
4-9-68	Pre-trial hearing held as to Cases 67-C-23, 24, 25, 26, 28, 29 and 3 Tracts # 132,136,207,212,402,407 and 414. Demand for jury trial fin all tracts but 67-C-29, Tr. 407, and they request commission hear	1E U
	(Allen E. Barrow-Judge)h	
4-16-68	Amended answer of the Commissioners of the Land Office of the State Oklahoma as to Tract No. 136 (67-C-24), filed.	of
4-24-68	Order denving jury trial and appointing commissioners in 68-C-22,	
4-24-68	being Tract No. 416, filed. (AEB-J) ds Order denying jury trials and appointing commissionrs in cases, 69	-C-23,
4-24-00	24,025, 26,028, 29,0%:30, inclusive; Tracts 132, 136, 207, 212, 402	9
6-10-68	Oath of office of Commissioners as to Cases 67-C-23, 24, 25, 26, 28	3, 29 and
6-17-68	30 inclusive; Tracts No. 132, 136, 207, 212, 402, 407 and 414, file Defendant's Requested Instructions (67-C-29) Filed. is	3 <b>4.</b> D
6-19-68	Defendant's Requested Instructions (67-C-29) Filed. js Instruction to Commissioners in 67-C-23 (Tract 132), 67-C-24 (Tract 67-C-25 (Tract 207), 67-C-26 (Tract 212), 67-C-28 (Tract 402), & 67 (Tract 414), filed. (AEB-J)w	t 136), 7-C-30
7-9-68 7-9-68	Report of Commission as to 67-C-24, Tract No. 136, filed. notices m Stipulation as to just compensation, filed. w	ailed. g
7-12-68	Judgment as to Case No. 23, Tract No. 132, filed and entered. (AEB-	- <b>J</b> )w
7-16-68	Defendant landowners in 67-C-24, Tr. No. 136, are granted 10 days from 7-19-68 in which to file objections to Commissioners' Report.	
7-18-6	(Allen E. Barrow, Judge)g  8 Objections of defendants Lester Brooks and Louisa Brooks to report	of
7-23-68	ings and report of commission, filed. e (67-C-24 Tr. 136).	d
7-23-68 7-22-68	Transcript of Commissioners hearing Tract 136, 67-C-24, filed. e	tions
	(Continued on Page No. 6, Sheet No. 3)	

	Sheet No. 3	
DATE	PROCEEDINGS	Date Order or Judgment Noted
7-24-68	Report of Commissioners as to Tract No. 207 (67-C-25) and Tract No. 212 (67-C-26), filed. b Notices mailed. e	
<b>7-24-68</b> 7-24-68	Report of Commissioners as to Tract No. 414 (67-C-30), filed. b Notice of Report of Commissioners 67-C-25 and 67-C-36, mailed. e	
7-26-68	Motion of plaintiff for enlargement of time to file objections to the report of commissioners as to Tract No. 207 (Civil 67-C-25) and Tract No. 212 (Civil 67-C-26), filed. b	ne
7-26-68	Motion of plaintiff for enlargement of time to file objections to the report of commissioners as to Tract No. 414 (Civil No. 67-0-20)	100 1
7-26-68	order granting plaintiff until 8-15-68 to file objections to report commissioners, (67-C-26, Tract No. 212), filed (AFB-I)w 4, 67-6-26	of
7-26-68	Order granting plaintiff until 8-15-68 to file objections to report commissioners (67-C-30, Tract No. 414). filed. (AEB-J)w	of
7-31-68	Defendants Leo A. West and Allen D. West be granted until 8-15-68 in which to file objections (67-C-30) h(AEB-J)h Claim of commissioners in Cases 67-C-23,24,25,26 & 30, filed. w	
8-15-68 8-20-68 8-20-68	Order For Payment To Commissioners, filed, js. 67-C-23 (AEB-J) Order For Payment To Commissioners, filed, (AEB-J). js 67-C-24	
8-20-68 8-20-68	Order For Payment To Commissioners, filed, (AEB-J). js 67-C-25 Order For Payment To Commissioners, filed, (AEB-J). js 67-C-26	
8-20-68 8-30- <b>6</b> 8	Order For Payment To Commissioners, filed, (AEB-J). js 67-C-30  Breif of plaintiff, United States, filed. ds 67-C-24, Tract No. 136	
10-11-68		
10-11-68	(XB+X)xxxxx and No. 67-C-26, Tract No. 212, filed and entered. (LB-J) Judgment as per Case No. 67-C-30 as to Treact No. 414, filed and entered. (LB-J). is	js
10-22-68 11-7-68	Stipulation as to Just Compensation as to Tract No. 407 filed.(67-C-Judgment as per Case No. 67-C-29 as to Tract No. 407, filed and entered. (AEB-J). js	29)h
11-15-68	Reply Brief of Defendants Brooks, as to Tract No. 136, Case No. 67-C-24, filed. ds	
3-3-69	Order overruling objections to report of commissioners as to Tract No. 136 overruled, adopting and confirming report of commissioners, filed and entered. (AEB-J)g cpies sent to counsel.	
7-22-68	Ordered that defendant L. W. Grant, Jr. et al is permitted to with- drawn Objection to taking and amount of award (AEB-J). is	(
	Judgment as to Tract No. 136, in No. 67-C+24, filed and entered.	00
	Minute Order: Case set for hearing on motion to dismiss (Civil 67-C-Tract 402) on Tues. Dec. 9, 1969 at 10:00 A.M.(AEB-J)h	28,
	Motion of L. W. Grant Jr. and Mary Grant to dismiss as to Tr. 402, No. 67-C-28, filed. g	
12-9-69	Brief in support of motion to dismiss as to Tr. 402, filed. g Order dismissing cause of action in case No. 67-C-28, Tract No 402,	
12-9-69	filed and entered. (AEB-J) ds to filed and entered. (AEB-J) ds to filed and Hearing held on deft's motion to dismiss as to 67-C-28, Tr. 402 and motion is sustained. Order dismissing cause of action signed in open Court. (AEB-J)m	
12-15-69		d. ds
4-22-70	Amendment to Declaration of Taking, filed. (67-C-28) b	
o volume de la companya de la compan	(Continued on Page No. 7, Sheet No. 8)	

D	C.	110A.	Rev.	Civil	Docket	Continuation
ν.	v.	TIOU	Treat.	CIVII	Doomer	COMUNICACION

Sheet No. 4

D. C. 110A Rev.	Civil Docket Continuation Sheet No. 4	<del>(</del>
DATE	PROCEEDINGS	Date Order of Judgment Not
4-22-70 4-22-70 4-23-70 4-29-70 5-11-70	Amendment to complaint, filed. b Notice of amendment to complaint, filed. b Order for delivery of possession, filed. b Stipulation as to just compensation in Case No. 67-C-28, Tract No. 402, filed. ds Judgment as to Tr. 402, Case No. 67-C-28, filed and entered. (AEB-J	<b>)</b> g
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DATE		PROCEEDINGS		Date Order or Judgment Noted
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